THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.11049 of 2006

Dated:03.11.2006

Between
Palepu Suresh

.....Petitioner

and

1.The Joint Collector, Nellore
and others.

…Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.11049 of 2006

ORDER:

This writ petition is filed seeking a Mandamus to declare the action of the 2nd respondent in appointing the 4th respondent as Fair price shop dealer of Golagemudi Village, Venkatachalam Mandal, Nellore District *vide* proceedings in Dis.No.921/06 dated nil-5-2006, as arbitrary and illegal.

It appears that the petitioner was appointed as a temporary fair price shop dealer of Golagemudi Village, Venkatachalam Mandal, Nellore District. Thereafter, a notification has been issued by the Revenue Divisional Officer, Nellore, inviting applications from eligible persons. It seems that the petitioner, 4th respondent and others had applied.

However, after conducting interviews, 4th respondent was selected and appointed as fair price shop dealer under the impugned proceedings.

There is no necessity to go into all the details. In fact, aggrieved by the impugned order, the petitioner filed an appeal along with stay petition before the Joint Collector, Nellore and the stay petition was dismissed. Therefore, he filed the present writ petiton. Granting or rejecting stay is purely discretion of the Joint Collector.

In the facts and circumstances of the case, I am of the opinion that it is suffice to direct the 1st respondent-Joint Collector to dispose of the appeal filed by the petitioner before him, within a period of two months, from the date of receipt of a copy of this order.

Writ petition is disposed of accordingly. No costs.

_____

3-11-2006

rkk